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To: F.C.C.
1919 M Street
Washington D.C. 20554

From: Zia Broadcasting
PO Box 1907
Clovis, New Mexico 88102

Ref.: Request For Proposed Rulemaking

RECEIVED
MAR 22 1994
FCC BUREAU

Dear Sirs,

Enclosed you will find 10 (ten) copies of a request for proposed rulemaking.
Please accept this request for rulemaking and let us know if there is any further
assistance necessary from our company.

James H. Davis
Sincerely,

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List ABCDE

029

MMB

FEBRUARY 1994

EXHIBIT E-1B

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PROPOSED RULEMAKING
ZIA BROADCASTING COMPANY
294A 106.7 MHz
BORGER, TEXAS

ENGINEERING STATEMENT

Concerning a Petition for Rulemaking to allocate FM Channel 294A to Borger, Texas.

Zia Broadcasting Company is the licensee of KQTY AM in Borger, Texas. Zia Broadcasting Company believes that the community of Borger will benefit from additional FM broadcast service and is prepared to apply for such an FM channel when assigned by the FCC and to construct the facility to provide that new service.

Vir James, P.C., Consulting Radio Engineers, has been retained by the Petitioner to determine and show that the above-described allocation may be made within the requirements of the FCC Rules and Regulations. There are no existing unused allocations or pending rulemakings for comparable assignments to Borger or nearby communities as of the date of this statement.

This would be the second commercial FM service to Borger, a city of 15,837 population according to the 1980 census.

ALLOCATION STUDY

Availability of Channel 294A to Borger was determined by computer aided study of all existing stations, pending applications and pending rulemakings within 330 km of the Reference Site (the licensed tower site of KQTY AM).

Reference Site:

NL: 35 Deg 41 min 05 sec
WL: 101 Deg 23 min 20 sec

All distances from this site to stations were computed using the tables of FCC Rules Section 73.698. All distances are in the metric system.

The separations for the proposed channel assignment are as follows:

Borger, Texas Channel 294A - Table of Near Facilities

CH.	FREQ	COMMUNITY	CALL	SEPARATION	
				ACT.	MIN. REQ.
291C	106.1	No Station or Allocation within 330 km			
292C3	106.3	Hereford, TX	KPANFM	137	42
293C2	106.5	Lubbock, TX	KEJS	247	106
294C2	106.7	Hugoton, KS	KFXXFM	182	166
295C1	106.9	Clinton, OK	KWSR	218	133
295C2	106.9	Plainview, TX	ALLOC	172	106
296A	107.1	Canyon, TX	KPURFM	82	31
297C2	107.3	Post, TX	KPOS FM	277	55

There are no stations operating 10.6 or 10.8 mHz separated from 106.7 mHz within 50 km so no Intermediate Frequency interference can result.

The proposed Channel 294A assignment to Borger meets the separation criteria for assignment as set forth in Section 73.207 as amended to date.

From this study it has been determined that the Table of FM Allotments, Section 73.202 of the FCC Rules may be amended as follows:

Community	Present	Proposed
Borger, TX	282C1	282C1, 294A

Such an amendment of the Table of Allotments would be in full compliance with the FCC Rules and Regulations as amended to date.



Respectfully submitted,

Timothy C. Cutforth

Timothy C. Cutforth P.E.
28 February 1994

CITY AND COUNTY OF DENVER

TIMOTHY C. CUTFORTH, BEING DULY SWORN, STATES

That he is a Consulting Radio Engineer with offices located at 965 South Irving Street, Denver, Colorado 80219.

That he is President and Director of Engineering with Vir James, P.C. Consulting Radio Engineers, Denver, Colorado.

That he received a degree of Bachelor of Science, with major in Electrical Engineering from Colorado State University at Fort Collins, Colorado in 1972.

That he is a Registered Professional Engineer (No. 16905) in the State of Colorado.

That he is a certified Professional Broadcast Engineer (50046) by the Society of Broadcast Engineers, Inc.

That he is a member of the Society of Broadcast Engineers, Inc. (No. 3813).

That he is a full member of the Association of Federal Communications Consulting Engineers.

That he is a member of the IEEE.

That he is a qualified and experienced Radio and Television Engineer whose qualifications are a matter of record with the Federal Communications Commissions.

That he is a life member of the Broadcast Pioneers.

That the calculations and/or measurements and exhibits in the accompanying report were made by him personally or under his direction, and that all facts contained herein are true of his own personal knowledge or belief: and on such statements made on belief, they are believed to be true.

Timothy C. Cutforth
Affiant

Subscribed and sworn to before me

This 28th day of February 1994

Notary Public Virginia K. Cutforth

Date of Commission Expiration December 21, 1996